

Service Date: July 7, 1995

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

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IN THE MATTER OF MONTANA POWER)	UTILITY DIVISION
COMPANY, Application for Waiver Of a Rule)	DOCKET NO. 95.4.13
Applicable to Pipeline Valve Spacing.)	ORDER NO. 5855

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FINAL ORDER

1. On April 3, 1995, Montana Power Company (MPC), filed an application before the Public Service Commission (PSC) for a waiver of a rule (waivable) pertaining to pipeline valve spacing. MPC is requesting a waiver from Title 49, CFR, Part 192.179(4) of the United States Department of Transportation (DOT), Research and Special Programs Administration (RSPA), Office of Pipeline Safety (OPS) Regulations.

2. On April 6, 1995, the PSC issued a Notice of Opportunity for Public Hearing. A provision in that notice stated "Any interested person directly affected by MPC's application before the PSC may request a hearing on the matter by filing a request for hearing with the PSC no later than May 12, 1995." No requests for hearing have been received.

3. Upon review of the application, along with all the supporting documentation, the PSC finds that a waiver should be granted on a final basis.

4. This Order is contingent upon the approval from the U.S. DOT, RSPA, OPS. If DOT concurs with the waiver, this Order shall be final.

DONE AND DATED this 5th day of July, 1995, by a 5-0 vote.

BY THE ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

NANCY McCaffree, Chair

DAVE FISHER, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Ann Purcell
Acting Commission Secretary

(SEAL)

NOTE: An interested person may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.